

My 2821

Attorney's Docket No.: <u>C01104/70091</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Frederick M. Morgan, et al.

Serial No.:

10/045,629

Confirm. No.:

3677

Filed:

October 25, 2001

For:

METHODS AND APPARATUS FOR CONTROLLING

ILLUMINATION

Examiner:

Philogene, Haissa

Art Unit:

2821

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 25 of January, 2005.

Feanne W. Chub

Mail Stop: Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing are the following documents:

- [X] Information Disclosure Statement and Form PTO-1449
- [X] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

No check is enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 50/2762.

Respectfully submitted,

Frederick M. Morgan et al., Applicants

Bv:

Joseph Teja, Jr., Reg. No. 45,157

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Date: January <u>15</u>, 2005

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Jeanne W. Chub

Mail Stop: Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. §1.114.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

756940.1

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

Frederick M. Morgan et al., Applicants

Rv

Joseph Teja, Jr., Registration No. 45,157

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Tel. (617) 395-7000

Date: January &, 2005

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JAN 2 7 2005 FORM PTO-1449/A and B (Modified) APPLICATION NO.: 10/045,629 ATTY. DOCKET NO.: C01104/70091 INFORMATION DISCLOSERE October 25, 2001 **CONFIRMATION NO.: 3677** FILING DATE: STATEMENT BY APPLICANT Frederick M. Morgan, et al. APPLICANT: Haissa Philogene GROUP ART UNIT: 2821 **EXAMINER:** of 1 Sheet

U.S. PATENT DOCUMENTS

Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited	Date of Publication or of issue of Cited Document	
		Number	Kind Code	Document	MM-DD-YYYY	
:		5,333,228		Kingstone	07/26/94	
•		5,528,714		Kingstone et al.	06/18/96	
		5,617,496		Kingstone	04/01/97	
		5,617,497		Kingstone	04/01/97	
		5,789,471		Caruso	08/04/98	
		5,838,860		Kingstone et al.	11/17/98	
		6,200,012		Ouyang	03/13/01	
		6,398,397		Koren	06/04/02	
		6,422,730		Koren et al.	07/23/02	
		6,484,952		Koren	11/26/02	

FOREIGN PATENT DOCUMENTS

Examiner's Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of	Translation
		Office/ Country	Number	Kind Code	(mat massagemy) Cité	Cited Document MM-DD-YYYY	(Y/N)

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's	Cite	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
Initials	No		(Y/N)

EXAMINER	DATE CONSIDERED

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.